

STATE OF CALIFORNIA  
CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY  
STATE WATER RESOURCES CONTROL BOARD

**DIVISION OF WATER RIGHTS**

---

In the Matter of License 8539 (Application 20900)

**R.H. Chamberlain Rev Trust of 2003**

**ORDER REVOKING LICENSE**

---

SOURCE: Unnamed Stream

COUNTY: Tehama

---

**WHEREAS:**

1. License 8539 was issued to Hugh C. Luce and Neva Luce on March 18, 1968, pursuant to Application 20900 and was recorded by the County Recorder of Tehama County on March 20, 1968, in Book 510, Page 332.
2. License 8539 was subsequently assigned to R.H. Chamberlain Rev Trust of 2003 on August 22, 2005.
3. On March 8, 2010, R.H. Chamberlain, representative of R.H. Chamberlain Rev Trust of 2003, filed Livestock Registration Application L031823 for the two stockponds. On May 11, 2010, Registration Certificate No. L113 was issued.
4. R.H. Chamberlain, representative of R.H. Chamberlain Rev Trust of 2003, requested on May 19, 2010, that the License be revoked by the State Water Resources Control Board (State Water Board), Division of Water Rights (Division).
5. The Division interprets the Licensee's request for revocation as a waiver of the notice and hearing requirements set forth in Water Code sections 1675 through 1675.1.

**Therefore, it is ordered** that License 8539 is hereby revoked by the State Water Board, and the water is declared to be subject to appropriation. This revocation may not result in additional water being available for new appropriations if there are applicable restrictions due to past State Water Board decisions regarding water availability.

STATE WATER RESOURCES CONTROL BOARD

ORIGINAL SIGNED BY  
JOHN O'HAGAN FOR:

*Victoria A. Whitney*  
*Deputy Director for Water Rights*

Dated: JUL 23 2010



STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

## License for Diversion and Use of Water

APPLICATION 20900

PERMIT 14026

LICENSE 8539

THIS IS TO CERTIFY, That

HUGH C. LUCE AND NEVA LUCE  
FLOURNOY, CALIFORNIA 96029

*Over*

HAVE made proof as of SEPTEMBER 11, 1967 (the date of inspection)  
to the satisfaction of the State Water Resources Control Board of a right to the use of the water of  
AN UNNAMED STREAM IN TEHAMA COUNTY

tributary to MILL CREEK THENCE THOMES CREEK THENCE SACRAMENTO RIVER

for the purpose of STOCKWATERING USE  
under Permit 14026 of the Board and that the right to the use of this water has been perfected in  
accordance with the laws of California, the Regulations of the Board and the permit terms; that the priority of  
this right dates from AUGUST 15, 1962 and that the amount of water to which this right is  
entitled and hereby confirmed is limited to the amount actually beneficially used for the stated purposes and shall  
not exceed ONE AND SIX-TENTHS (1.6) ACRE-Feet PER ANNUM TO BE COLLECTED FROM ABOUT  
OCTOBER 15 OF EACH YEAR TO ABOUT APRIL 30 OF THE SUCCEEDING YEAR.

LICENSEE'S RIGHT HEREUNDER EXTENDS ONLY TO WATER NECESSARY TO KEEP THE  
RESERVOIR FULL BY REPLACING WATER BENEFICIALLY USED OR LOST THROUGH EVAPORATION  
AND SEEPAGE, AND TO REFILL IF EMPTIED FOR NECESSARY MAINTENANCE OR REPAIR.

THE POINT OF DIVERSION OF SUCH WATER IS LOCATED:

SOUTH 2,100 FEET AND WEST 350 FEET FROM NE CORNER OF SECTION 18, T24N, R5W, MDB&M,  
BEING WITHIN SE1/4 OF NE1/4 OF SAID SECTION 18.

A DESCRIPTION OF LANDS OR THE PLACE WHERE  
SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

AT RESERVOIR WITHIN SE1/4 OF NE1/4 OF SECTION 18, T24N, R5W, MDB&M.

1-22-86 Copy to R. H. & Judith Y. Chamberlain

Licensee shall allow representatives of the Board and other parties, as may be authorized from time to time by the Board, reasonable access to project works to determine compliance with the terms of this license.

All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: MAR 18 1968

STATE WATER RESOURCES CONTROL BOARD

K. L. Woodward  
Chief, Division of Water Rights

878 15 44 BR

2